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Attorneys for Defendant
Rite Aid Corporation

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

NEIL BATES, JOSEPH ZANELLA, DAVID
VLASIC, ALLEN DAVENPORT, SUSAN
ALLEN, AND STEVE DULANEY,

Plaintiffs,

vs.

RITE AID CORPORATION,

Defendant.

No. 3:16-cv-00561-WHA

**JOINT STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING TRIAL AND PRE-
TRIAL CONFERENCE DATES**

Judge: Hon. William H. Alsup

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JOINT STIPULATION

Plaintiffs Neil Bates, Joseph Zanella, David Vlasic, Allen Davenport, Susan Allen, and Steve Dulaney and defendant Rite Aid Corporation ("Rite Aid"), acting through their counsel of record, hereby stipulate as follows:

1. The Court has set this action and seven similar actions pending before it for trial commencing on April 10, 2017.

2. At the time that the Court set the first action, *Simpson v. Rite Aid Corp.*, for trial on April 10, 2017, counsel for Rite Aid missed on his calendar that he has a trial expected to last 16 days already scheduled to commence in U.S. District Court in Orange County on March 28, 2017. Counsel for Rite Aid apologizes for missing this conflict when the Court first set the trial date in the *Simpson* action. (The trial in the other case does not take place on Mondays, and therefore it did not show up on counsel's portable electronic calendar when he looked at April 10, 2017, for the trial date in this action.)

3. After counsel for Rite Aid met and conferred with counsel for plaintiffs about this scheduling conflict, counsel for plaintiff graciously agreed to stipulate to a request to this Court that the trial date in this action and the other seven actions be continued to May 15, 2017, or such later date as is available to the Court.

4. The parties also request that the pre-trial conference, currently scheduled for April 5, 2017, be continued to five days before the new trial date, and that all dates associated with the pre-trial conference be continued accordingly.

5. Based on the foregoing, the parties respectfully request that the trial in this action be continued to May 15, 2017, or such later date as is available to the Court; that the pre-trial conference be continued to five days before the new trial date; and that all dates associated with the pre-trial conference be continued accordingly.

1 Dated: April 19, 2016.

MATTHEW RIGHETTI
JOHN GLUGOSKI
MICHAEL RIGHETTI
RIGHETTI GLUGOSKI, P.C.

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3 By: /s/ Michael Righetti

4 Michael Righetti
5 Attorneys for Plaintiffs Neil Bates, Joseph Zanella,
6 David Vlasic, Allen Davenport, Susan Allen, and
Steve Dulaney

7 Dated: April 19, 2016.

JEFFREY D. WOHL
JULLIE Z. LAL
PAUL HASTINGS LLP

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9 By: /s/ Jeffrey D. Wohl

10 Jeffrey D. Wohl
11 Attorneys for Defendant Rite Aid Corporation
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ORDER

On the stipulation of the parties, and good cause appearing therefor,

IT IS ORDERED that the trial of this action be continued to May 15, 2017, commencing at
May 3, 2017
7:30 a.m., and that the pre-trial conference be continued to ~~May 10, 2017~~, at 2:00 p.m., with dates
associated with the pre-trial conference continued accordingly.

Other than these dates, no other pre-trial dates set by the Court are continued.

Dated: April 20, 2016.



William H. Alsup
United States District Judge